IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.2108 OF 2006

M/s.Suraj Enterprise and another .. Petitioners
v/s.
Union of India and another .. Respondents

Mr.S.N.Kantawala with Mr.K.Merchant i/by M/s.Apex Law Partners for the petitioners.

Mr.M.I.Sethna, Senior Counsel with Mr.P.S.Jetley and Mr.A.M.Sethna i/by Dr.T.C.Kaushik for the respondent No.2.

CORAM : R.M. LODHA &
J.P.DEVADHAR, JJ.

DATED : 3RD MAY, 2006.

P.C.

The counsel for the petitioners and the senior counsel for the revenue agree that the controversy raised in this writ petition is identical to writ petition No.2107 of 2006, M/s.D.K.Lab Chemicals v. Union of India and another.

2. In the light of the order passed by us today in writ petition No.2107 of 2006 in M/s.D.K.Lab Chemicals v. Union of India and another and for the self-same reasons, we dispose of the rule by the following order:

Upon petitioner's furnishing PD bond of

Rs.1,00,00,000/- (Rupees One crore), the respondent No.2 shall release the goods imported by the petitioner vide Bill of Entry No.622582 dated 11th November, 2005 on provisional basis by accepting the customs duty leviable as per NIDB data.

(R.M.LODHA, J.)

(J.P.DEVADHAR, J.)